

FILED
IN THE CIRCUIT COURT OF MARSHALL COUNTY, WEST VIRGINIA
BUSINESS COURT DIVISION
2019 DEC 2 PM 12:01

AXIAL CORPORATION and
WESTLAKE CHEMICAL
CORPORATION,

Plaintiffs,

vs.

NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA., *et al.*,

Defendants.

Civil Action No. 19-C-59

Judge Christopher C. Wilkes

BRIEFING ORDER

IT APPEARING that Plaintiffs Axial Corporation and Westlake Chemical Corporation intend to file a Motion to Partially Lift the Stay of Discovery, it is ORDERED pursuant to Rule 22 of the West Virginia Trial Court Rules as follows:

That movant will file its motion and a proposed order on or before 11:59 p.m. on Monday, December 2, 2019 and serve a copy upon all non-moving parties. Non-moving parties shall file written responses and proposed orders on or before 11:59 p.m. on December 16, 2019 and serve copies of the same on the moving party. The movant shall thereafter file a rebuttal memorandum, if desired, on or before 11:59 p.m. on December 23, 2019. Thereafter, the Court will rule upon the motion on the pleadings and record or schedule a hearing if the Court deems it necessary.

All original proposed orders and copies of motions and/or memoranda shall be sent directly to the Presiding Judge at the Berkeley County Judicial Center, 380 W. South Street, Suite 4400, Martinsburg, WV 25401, with a courtesy copy to the following:

Business.Court@courtsww.gov; Carol.Miller@courtsww.gov; and

Tessa.Bowers@courtsww.gov. Copies of the proposed orders and the original motions and memoranda shall be filed with the Clerk of the Circuit Court.

The Clerk shall enter the foregoing and forward attested copies hereof to all counsel, and to the Business Court Central Office at Business Court Division, 380 West South Street, Suite 2100, Martinsburg, West Virginia, 25401.

It is so **ORDERED**.

IT IS SO ORDERED this 3rd day of December, 2019.



The Honorable Christopher C. Wilkes

A Copy Teste:

Joseph M. Rucki, Clerk

By Dorinda Crow Deputy